

MEMO ENDORSED

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June 26, 2008

**BY FAX (212) 805-7927**

Hon. Judge Naomi Reice Buchwald  
United States District Court  
Southern District of New York  
500 Pearl Street  
New York, NY 10007-1312

Re: B.I.G. Jewelry v. Target Brands, et al.  
Civil Action No. 07 CIV 8245  
Our File No. 1265.012

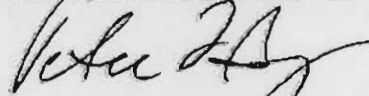
Dear Judge Buchwald:

The court entered a discontinuance order on May 29, 2008 allowing 30 days to finalize a settlement agreement. The parties have actively been engaged in finalizing all details, and yesterday, on the eve of signatures, an issue arose as to the scope of the copyright.

The parties ask for an extension of the discontinuance order for a period of 30 days during which time we would hope to be able to resolve this issue. It is a very narrow issue, and the parties will continue their best efforts to close this issue relatively promptly.

We thank you for your consideration and patience in allowing us to attempt to resolve and finalize this matter.

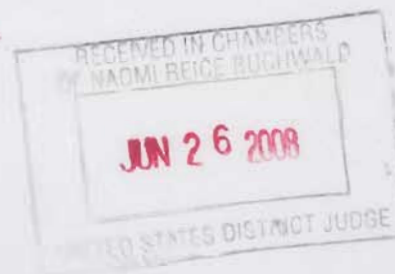
Very truly yours,  
LEVISOHN BERGER LLP



Peter L. Berger  
Signing on behalf of Peter Berger  
and Ezra Sutton

PLB/wr  
cc: By Email  
Ezra Sutton, Esq.

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*Sgt. Ordered.  
Naomi Reice  
Buchwald  
6/27/08*

